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6 Attorney for Defendant  
FAUSTO PINA

7  
8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,  
11 Plaintiff,  
12  
13 vs.  
14 FAUSTO PINA,  
15 Defendant.  
16  
17

Case No. 1:21-CR-00070-NODJ-BAM

**STIPULATION TO CONTINUE  
SENTENCING DATE; ORDER**

DATE: February 12, 2024  
TIME: 8:30 a.m.

18 **STIPULATION**

19 Defendant, FAUSTO PINA, by and through his counsel of record, and Plaintiff, United  
20 States of America, hereby stipulate as follows:

- 21 1. By previous order, this case was set for sentencing on February 12, 2024.
- 22 2. By this stipulation, defendant now moves to continue the sentencing hearing until  
23 April 22, 2024. As this is a sentencing and a change of plea and admission have already been  
24 entered, no exclusion of time under the Speedy Trial Act is required.
- 25 3. The parties agree and stipulate, and request that the Court find the following:
  - 26 a) Counsel for defendant has been seeking and investigating different  
27 mitigation documents related to defendant and vital at sentencing, including records from  
28 outside of the United States. In addition, defense counsel is exploring additional

mitigation investigations.

b) Counsel for defendant believes that failure to grant the above-requested continuance would deny her the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

c) The government does not object to the continuance.

IT IS SO STIPULATED.

Respectfully submitted,

HEATHER E. WILLIAMS  
Federal Defender

Dated: February 2, 2024

/s/ Meghan D. McLoughlin  
MEGHAN D. McLOUGHLIN  
Assistant Federal Defender  
Attorney for Defendant  
FAUSTO PINA

Dated: February 2, 2024

/s/ Kimberly A. Sanchez  
KIMBERLY A. SANCHEZ  
Assistant United States Attorney

**ORDER**

IT IS SO ORDERED that the sentencing hearing is continued from February 12, 2024, to **April 22, 2024, at 8:30 a.m. in Courtroom 5 before the District Court Judge.**

IT IS SO ORDERED.

Dated: **February 2, 2024**

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE